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Attorneys for Defendant  
 UNITED STATES OF AMERICA

UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

A.M., a minor by and through his Guardian Ad Litem, et al.,

Plaintiffs,

v.

UNITED STATES OF AMERICA, et al.,

Defendants.

No. C 14-3922 SI

**STIPULATION TO DISMISS DEFENDANT  
 UNITED STATES OF AMERICA WITHOUT  
 PREJUDICE; [PROPOSED] ORDER**

**STIPULATION TO DISMISS DEFENDANT UNITED STATES  
OF AMERICA WITHOUT PREJUDICE; [PROPOSED] ORDER**

Plaintiffs and Defendant United States of America,<sup>1</sup> by and through their attorneys of record, hereby stipulate to the following, subject to the approval of the Court:


Defendant United States of America is hereby dismissed without prejudice, so that Plaintiffs may pursue administrative remedies under the Federal Tort Claims Act. The undersigned parties agree that this dismissal is without prejudice to Plaintiffs' refiling this action against the United States after Plaintiffs have properly exhausted said administrative remedies.

DATED: September 17, 2014

  
FOR THEO J. EMISON  
Attorney for Plaintiffs

MELINDA HAAG  
United States Attorney

DATED: September 25, 2014

  
NEILL T. TSENG  
Assistant United States Attorney  
Attorneys for Defendant USA

**PURSUANT TO STIPULATION, IT IS SO ORDERED:**

DATED: 9/30/14

  
HONORABLE SUSAN ILLSTON  
United States District Senior Judge

<sup>1</sup> Upon removal, the United States was automatically substituted as party defendant for Fasih Hameed, M.D., but not for any other defendant, including Petaluma Valley Hospital, which remains a separate defendant. See Amended Notice of Removal (Doc. #10) ¶¶ 5, 9.